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| <b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b><br><br><b>FOR: CENTERS FOR MEDICARE &amp; MEDICAID SERVICES</b> | 1. TRANSMITTAL NUMBER:<br>09-08  | 2. STATE<br>Maryland |
|  | 3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID) |                      |
| TO: REGIONAL ADMINISTRATOR<br>CENTERS FOR MEDICARE & MEDICAID SERVICES<br>DEPARTMENT OF HEALTH AND HUMAN SERVICES                | 4. PROPOSED EFFECTIVE DATE<br>07/01/2009                                   |                      |

5. TYPE OF PLAN MATERIAL (Check One):

NEW STATE PLAN       AMENDMENT TO BE CONSIDERED AS NEW PLAN       AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

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| 6. FEDERAL STATUTE/REGULATION CITATION:<br><i>SEE ATTACHED CITATIONS PAGE</i>  | 7. FEDERAL BUDGET IMPACT:<br>a. FFY <u>2009</u> \$ 0.00<br>b. FFY <u>2010</u> \$ 0.00  |
| 8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:<br><i>Attachment 3.1-A, Pages 23, 23-A, 23-B RF</i><br><br><i>Attachment 4.19-A&amp;B, Page 9</i><br><i>Attachment 4.19-B, Pages 6+2 5-14 RF</i><br><i>(CONTINUED NEXT PAGE)</i> | 9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable):<br><i>Attachment 3.1-A, Pages 23, 23-A thru 23-G (86-7,91-16,93-11) RF</i><br><i>Attachment 4.19-A&amp;B, Page 9 (06-11)</i><br>NEW<br><i>(CONTINUED NEXT PAGE)</i> |

10. SUBJECT OF AMENDMENT:  
Carve dental services out of the HealthChoice managed care program and update fee schedules for professional services.

11. GOVERNOR'S REVIEW (Check One):

GOVERNOR'S OFFICE REPORTED NO COMMENT       OTHER, AS SPECIFIED: The Secretary of the Department of Health and Mental Hygiene

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

|   |   |
|---|---|
| 12. SIGNATURE OF STATE AGENCY OFFICIAL:<br><i>[Signature]</i> | 16. RETURN TO:<br>Susan Tucker<br>Executive Director<br>Office of Health Services<br>Department of Health & Mental Hygiene<br>201 W Preston St, 1 <sup>st</sup> floor<br>Baltimore MD 21201 |
| 13. TYPED NAME: John M. Colmers                               |   |
| 14. TITLE: Secretary, Department of Health & Mental Hygiene   |   |
| 15. DATE SUBMITTED:   |   |

**FOR REGIONAL OFFICE USE ONLY**

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| 17. DATE RECEIVED:<br><i>July 24, 2009</i> | 18. DATE APPROVED:<br><i>DEC 22 2009</i> |
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PLAN APPROVED - ONE COPY ATTACHED

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| 19. EFFECTIVE DATE OF APPROVED MATERIAL:<br><i>July 1, 2009</i> | 20. SIGNATURE OF REGIONAL OFFICIAL:<br><i>[Signature]</i>    |
| 21. TYPED NAME:<br><i>Ted Gallagher</i>                         | 22. TITLE:<br><i>Associate Regional Administrator, DMCHO</i> |
| 23. REMARKS:  |  |

| 8. Page number of the plan section or attachment:   | 9. Page number of the superseded plan section or attachment:   |
|---|--|
| Attachment 3.1-A, Page 17<br>Attachment 3.1-A, Page 17A<br>Attachment 3.1-A, Page 17-B<br>Attachment 3.1-A, Page 17-C<br>Attachment 3.1-A, Page 17-D<br>Attachment 3.1-A, Page 19-2<br>Attachment 3.1-A, Page 19-3<br>Attachment 3.1-A, Page 19-4<br>Attachment 3.1-A, Page 19-5<br>Attachment 3.1-A, Page 23<br>Attachment 3.1-A, Page 23-A<br>Attachment 3.1-A, Page 23-B<br>Attachment 3.1-A, Page 23-C<br>Attachment 3.1-A, Page 23-D<br>Attachment 3.1-A, Page 23-E<br>Attachment 3.1-A, Page 23-F<br>Attachment 3.1-A, Page 23-G<br>Attachment 3.1-A, Page 24<br>Attachment 3.1-A, Page 24-A<br>Attachment 3.1-A, Page 29-I<br>Attachment 3.1-A, Page 29-J<br>Attachment 3.1-A, Page 29-K<br>Attachment 3.1-A, Page 31-D<br>Attachment 3.1-A, Page 31-E<br>Attachment 3.1-A, Page 31-F<br>Attachment 3.1-A, Page 31-G<br>Attachment 3.1-A, Page 31-G1<br>Attachment 3.1-A, Page 31-G2<br>Attachment 3.1-A, Page 31-G3<br>Attachment 3.1-A, Page 31-G4 | Attachment 3.1-A, Page 17 (TN 89-6)<br>Attachment 3.1-A, Page 17-A (TN 91-16)<br>Attachment 3.1-A, Page 17-B (TN 91-16)<br>Attachment 3.1-A, Page 17-C (TN 89-6)<br>Attachment 3.1-A, Page 17-D (TN 91-16)<br>NEW page<br>NEW page<br>NEW page<br>NEW page<br>Attachment 3.1-A, Page 23 (TN 93-11)<br>Attachment 3.1-A, Page 23-A (TN 93-11)<br>Attachment 3.1-A, Page 23-B (TN 86-7)<br>Attachment 3.1-A, Page 23-C (TN 91-16)<br>Attachment 3.1-A, Page 23-D (TN 91-16)<br>Attachment 3.1-A, Page 23-E (TN 86-7)<br>Attachment 3.1-A, Page 23-F (TN 86-7)<br>Attachment 3.1-A, Page 23-G (TN 86-7)<br>Attachment 3.1-A, Page 24 (TN 93-14)<br>Attachment 3.1-A, Page 24-A (TN 91-16)<br>Attachment 3.1-A, Page 29-I (TN 91-16)<br>Attachment 3.1-A, Page 29-J (TN 91-16)<br>Attachment 3.1-A, Page 29-K (TN 91-16)<br>Attachment 3.1-A, Page 31-D (TN 90-4)<br>Attachment 3.1-A, Page 31-E (TN 91-16)<br>Attachment 3.1-A, Page 31-F (TN 91-16)<br>Attachment 3.1-A, Page 31-G (TN 90-4)<br>Attachment 3.1-A, Page 31-G1 (TN 91-14)<br>Attachment 3.1-A, Page 31-G2 (TN 91-14)<br>Attachment 3.1-A, Page 31-G3 (TN 91-14)<br>Attachment 3.1-A, Page 31-G4 (TN 91-14) |

FEDERAL REGULATION CITATIONS: SPA 09-08

- Attachment 2.2A 42 CFR 435.10
- Attachment 2.6A 42 CFR Part 435, Section 435.10 and Subparts G&H AT-78-90, AT-80-6, AT-80-34, 1902(l) and (n) of the Act, P.L. 99-509 (Secs. 9401 and 9402), 1902 (l) and (n) and 1920 of the Act, P.L. 99-509 (Secs. 9401, 9402, and 9407)
- Attachment 3.1A Part 400, Subpart B and 1902(e)(5), 1905(a)(18) through (20), and 1920 of the Act, P.L. 99-272 (Sections 9501, 9505 and 9526) and 1902(a), 1902(a)(47), 1902 (e)(7) through (9), and 1920 of the Act, P.L. 99-509 (Sections 9401(d), 9403, 9406 through 9408) and P.L. 99-514 (Section 1985(c)(3))
- Attachment 3.1B 42 CFR Part 440, Subpart B, 42 CFR 441.15, AT-78-90, AT-80-34
- Attachment 3.1C 42 CFR 431.53, AT-78-90
- Attachment 3.1F 1905(a)(24) and 1930 of the Act, P.L. 101-508 (Section 4712 OBRA 90)
- Attachment 4.18A 447.51 through 447.58
- Attachment 4.18C 447.51 through 447.58
- Attachment 4.18-F 447.50-447.59
- Attachment 4.19 A&B (a) 42 CFR 447.252, 46 FR 44964, 48 FR 56046, 50 FR 23009, 1902(e)(7) of the Act, P.L. 99-509 (Section 9401(d))  
(b) 42 CFR 447.201, 42 CFR 447.302, AT-78-90, AT-80-34, 1903(a)(1) and (n) and 1920 of the Act, P.L. 99-509 (Section 9403, 9406 and 9407), 52 FR 28648
- Attachment 4.16 42 CFR 431.615(c) AT-78-90
- Attachment 4.19D (d) 42 CFR 447.252, 47 FR 47964, 48 FR 56046, 42 CFR 447.280, 47 FR 31518, 52 FR 28141
- Attachment 4.22A (a) 433.137( a), 50 FR 46652, 55 FR 1423
- Attachment 4.22B (b) 433.138(f), 52 FR 5967, 433.138(g)(1)(ii) and (2)(ii), 52 FR 5967, 433.133(g)(3)(i) and (iii), 52 FR 5967, 433.138(h)(4)(i) through (iii), 52 FR 5967
- Attachment 4.22C Section 1906 of the Act
- Attachment 4.26 1927(g) 42 CFR 456.700, 1927(g)(1)(A), 1927(g)(1)(a) 42 CFR 456.705(b) and 456.709(b), 1927(g)(1)(B) 42 CFR 456.703(d) and (f), 1927(g)(1)(D) 42 CFR 456.703(b), 1927(g)(2)(A) 42 CFR 456.705(b), 1927(g)(2)(A)(i) 42 CFR 456.705(b), 1927(g)(2)(A)(i) 42 CFR 456.705(b), (1)-(7), 1927(g)(2)(A)(ii) 42 CFR 456.705(c) and (d), 1927(g)(2)(B) 42 CFR 456.709(a), 1927(g)(2)(C) 42 CFR 456.709(b), 1927(g)(2)(D) 42 CFR 456.711, 1927 (g)(3)(A) 42 CFR 456.716(a), 1927 (g)(3)(B) 42 CFR 456.716 (A) and (B), 1927(g)(3)(C) 42 CFR 456.716 (d) 1927(g)(3)(C) 42 CFR 456.711 (a)-(d), 1927 (g)(3)(D) 42 CFR 456.712 (A) and (B), 1927(b)(1) 42 CFR 456.722, 1927(g)(2)(A)(i) 42 CFR 456.705(h), 1927(j)(2) 42 CFR 456.703(e)
- Attachment 4.32A (a) 435.940 through 435.960, 52 FR 5967
- Attachment 4.33A (a) 1902(a)(48) of the Act, P.L. 99-570 (Section 11005), P.L. 100-93 (Section 6(a)(3))
- Attachment 4.35A (a) 1919(b)(1) and (2) of the Act, P.L. 100-103 (Section 4212(a))
- Attachment 4.35B (b) Same as above